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10 *MGM Resorts International*

11 **UNITED STATES DISTRICT COURT**

12 **DISTRICT OF NEVADA**

13 MGM RESORTS INTERNATIONAL, a
Delaware corporation,

14 Plaintiff,

15 vs.

16 M LIFE, INC., a Nevada corporation;
17 M'LIFE WELLNESS, LLC, a Nevada limited
liability company; M'LIFE NEVADA, LLC, a
Nevada limited liability company; DANIEL
18 LUTZ, an individual; and DARVIN GOMEZ,
an individual,

19 Defendants.

20 Case No.: 2:14-cv-01510-JAD-CWH

21 **STIPULATION AND ORDER TO
EXTEND THE TIME FOR ALL
DEFENDANTS TO FILE AND SERVE
THEIR JOINT OPPOSITION TO
PLAINTIFF'S MOTION FOR
PRELIMINARY INJUNCTION**

22 **(Fourth Request)**

23 Plaintiff MGM Resorts International ("Plaintiff" or "MGM"), on the one hand, and
Defendants M Life, Inc., M'Life Wellness, LLC, M'Life Nevada, LLC, Daniel Lutz, and Darvin
Gomez (together, the "Defendants"), on the other hand, state the following:

- 24 1. The Complaint was filed on September 17, 2014. (Doc. No. 1.)
- 25 2. Each of the Defendants was served with the Summons and Complaint or had
accepted service of the Summons and Complaint by October 10, 2014. (Doc. Nos. 5-7 & 9.)
- 26 3. Plaintiff filed a motion for preliminary injunction on October 15, 2014. (Doc. No.
27 12.) The Defendants' opposition to the motion was due to be filed and served on November 3,

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1 2014. *See L.R. 7-2; Fed. R. Civ. P. 6(d).*

2 4. To accommodate settlement discussions, Plaintiff and Defendants agreed to extend
 3 that date from November 3, 2014 to November 17, 2014 (Doc. 17), then agreed to extend that date
 4 from November 17, 2014 to December 8, 2014 (Doc. 20), and then from December 8, 2014 to
 5 December 29, 2014 (Doc. 25). The Court granted these requests. (Doc. Nos. 18, 23 and 26.)

6 5. Settlement discussions have been productive and the parties' counsel believe that
 7 they are close to finalizing a settlement of this case. A proposed settlement agreement has been
 8 drafted and is currently being reviewed by the parties and their counsel. However, due to the
 9 general press of business and the parties' and their counsel's holiday and vacation schedules, the
 10 parties require and respectfully request additional time to work through and finalize the details of
 11 the written settlement agreement.

12 6. Therefore, good cause exists to extend the date for all Defendants to file and serve
 13 their joint opposition to Plaintiff's motion for preliminary injunction from December 29, 2014, to
 14 January 19, 2015.

15 **IT IS SO AGREED AND STIPULATED:**

16 LEWIS ROCA ROTHGERBER LLP

HUTCHISON & STEFFEN

17 By: /s/ Jonathan W. Fountain

By: /s/ Erin L. Truman

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21 Attorneys for Plaintiff

Attorneys for Defendants

22 MGM Resorts International

*M Life, Inc., M'Life Wellness, LLC,
 M'Life Nevada, LLC, Daniel Lutz,
 and Darvin Gomez*

23 **IT IS SO ORDERED:**

25

 UNITED STATES MAGISTRATE JUDGE

27 DATED: _____

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CERTIFICATE OF SERVICE

I hereby certify that on December 29, 2014, I filed a copy of the foregoing document entitled, **STIPULATION AND ORDER TO EXTEND THE TIME FOR ALL DEFENDANTS TO FILE AND SERVE THEIR JOINT OPPOSITION TO PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION (Fourth Request)**, with the Clerk of the Court via the Court's CM/ECF system, and served a true and accurate copy of the same via First Class U.S. Mail upon the following:

Erin L. Truman
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etruman@hutchlegal.com

*Attorneys for Defendants
M Life, Inc., M'Life Wellness, LLC,
M'Life Nevada, LLC, Daniel Lutz,
and Daryin Gomez*

Dated: this 29th day of December, 2014.

/s/ Jonathan W. Fountain
An employee of Lewis Roca Rothgerber LLP

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